



02-21-03 (2)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

ABRAMS

Serial No.: 09/735,721

Filed: December 13, 2000

Atty. File No.: 4811-9-CIP

For: "FLOCKED TRANSFER AND
ARTICLE OF MANUFACTURE
INCLUDING THE APPLICATION
OF THE TRANSFER BY
THERMOPLASTIC POLYMER
FILM"

) Group Art Unit: 1771

) Examiner: Singh, Arti R.

) COMMENTS ON STATEMENT OF
) REASONS FOR ALLOWANCE

) "EXPRESS MAIL" MAILING LABEL NUMBER: EV 190617825 US
) DATE OF DEPOSIT: 2/19/03

) I HEREBY CERTIFY THAT THIS WITH THE UNITED STATES
) POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO
) ADDRESSEE" SERVICE UNDER 37 C.F.R. 1.10 ON THE DATE
) INDICATED ABOVE AND IS ADDRESSED TO THE ASSISTANT
) COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231.

) TYPED OR PRINTED NAME: Amy S. Duarte

) SIGNATURE: *Amy S. Duarte*

BOX ISSUE FEE

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Applicant submits this Comments on Statement of Reasons for Allowance to address further the Notice of Allowability ("Notice") having a mailing date of February 11, 2003 (Paper No. 12).

In the Notice, the Examiner's stated reasons for allowance were that "there was no prior art found that teaches or fairly suggests a flocked transfer *consisting essentially of* a release sheet, a release agent and flock adhered to the release agent forming a transfer, said transfer is adhered to a substrate by a thermoplastic hot melt film." (Notice at page 2.) While Applicant agrees that this is a reason for allowing Claim 1, Applicant submits that Claim 26 has a different reason for allowance.

Specifically, the prior art fails to teach the following features of Claim 26:

A flocked transfer comprising a release sheet, a release agent on the release sheet, and flock on the release agent; the flock being formed in a desired pattern; the release agent holding

Match & Return

Application No. 09/735,721

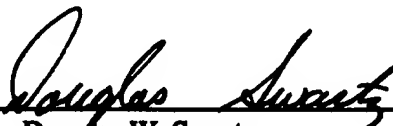
the flock to the release sheet, wherein the free surface of the flock is in contact with a thermoplastic hot melt sheet.

Applicant respectfully points out that Claim 26 uses the open ended term "comprising" and *not* the narrower phrase "consisting essentially of".

Although the Applicant believes that no fees are due for filing this Comments on Statement of Reasons for Allowance, please charge any fees deemed necessary to Deposit Account No. 19-1970.

Respectfully submitted,

SHERIDAN ROSS P.C.

By: 

Douglas W. Swartz
Registration No. 37,739
1560 Broadway, Suite 1200
Denver, Colorado 80202-5141
(303) 863-9700

Date: Feb. 19, 2003



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) Group Art Unit: 1771
)
)

) Examiner: Singh, Arti R.
)
)

) REQUEST FOR CONSIDERATION OF
) INFORMATION DISCLOSURE
) STATEMENT AND CITED REFERENCES
)

"EXPRESS MAIL" MAILING LABEL NUMBER: EV 190617825 US
DATE OF DEPOSIT: 2/19/03

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COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231.

TYPED OR PRINTED NAME: Amy S. Duarte

SIGNATURE: *Amy S. Duarte*

BOX ISSUE FEE

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

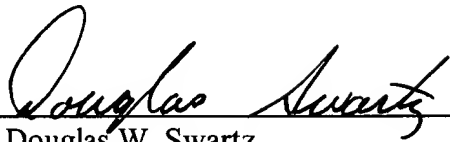
Applicant hereby requests the USPTO to consider the Information Disclosure Statement filed on February 23, 2001 (a copy of which is attached hereto along with the stamped postcard indicating receipt thereof by the USPTO). The Notice of Allowability on the above-referenced application mailed February 11, 2003, does not include a signed version of the PTO-1449 filed with the Supplemental Information Disclosure Statement. Applicant further requests consideration of the references that were crossed out and labeled with the phrase "not considered" on the PTO1449's attached to the Office Action mailed October 8, 2002. Applicants have not been informed why these references were not considered. Copies of these references, the subject PTO1449, and a clean version of the PTO 1449 are attached hereto for the Examiner's convenience. Applicants respect that the clean version of the PTO 1449 be executed by the Examiner to indicate consideration of these references.

Match and Return

Application No. 09/735,721

Respectfully submitted,

SHERIDAN ROSS P.C.

By: 

Douglas W. Swartz
Registration No. 37,739
1560 Broadway, Suite 1200
Denver, Colorado 80202-5141
(303) 863-9700

Date: Feb. 19, 2003



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Louis Brown Abrams

GROUP:

SERIAL NO.: 09/735721

EXAMINER:

FILED: 12/13/00

DOCKET NO.: 7218

FOR: Flocked Transfer & Article of Manufacture Including the Application of the Transfer by Thermoplastic Polymer Film

St. Louis, Missouri
February 23, 2001

BOX NON FEE AMENDMENT
Assistant Commissioner for Patents
Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT
PURSUANT TO 37 CFR §§1.97 and 1.98

Sir:

The information, patents and/or literature references listed on the attached form PTO-1449, copies of which are enclosed, are submitted herewith pursuant to Rules 97 and 98.

Respectfully submitted,

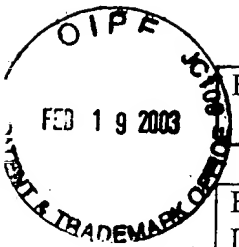
Paul M. Denk,
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St. Louis, MO 63141
(314) 872-8136

I hereby certify that this correspondence
is being deposited with the U.S. Postal Service
as first class mail in an envelope addressed to:
Assistant Commissioner for Patents,
Washington, D.C. 20231 on 2-23-01

[Attorney]

2-23-01
Date of Signature

duplicate



EXAMINER

all

DATE CONSIDERED

9/23/02

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

(Form PTO-1449)